



# COLLIN COUNTY

Engineering Department  
825 N. McDonald Street  
Suite 160  
McKinney, Texas 75069  
972-548-3727  
[www.collincountytx.gov](http://www.collincountytx.gov)

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Date: May 1, 2012

To: Commissioners' Court

From: Tracy Homfeld, P.E., CFM; Collin County Engineering Dept.

Subject: Approval of the Advanced Funding Agreement (AFA) with The Texas Department of Transportation (TxDOT) for the use of the SH 121 Regional Toll Revenue (RTR) Funds for Right of Way (ROW) Acquisition for the US 75 from Telephone Rd. (CR 275) to North of Melissa Road project.

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We request Commissioners Court consider approval of the above subject AFA with TxDOT for the use of the SH 121 RTR Funds for ROW Acquisition for the US 75 from Telephone Rd. (CR 275) to North of Melissa Road project.

The Texas Administrative Code 43 TAC, §15.55, stipulates that 10% of the total ROW costs will be paid for by the Local Government. Due to the high cost of ROW on this project, the TxDOT Commission has agreed to allow RTR dollars to be used for 100% of the ROW costs. Therefore, this agreement eliminates the Local Government's 10% ROW match requirement. See article 6 on page 3.

The total cost for Right of Way on US 75 from Telephone Road to North of Melissa Road is estimated to be \$14,000,000. This project currently has \$2,700,000 allocated to Right of Way. TxDOT will submit a request to the Regional Transportation Council (RTC), asking for additional RTR funds to be allocated to meet this shortfall. So that TxDOT may begin acquiring ROW, they have submitted this agreement stipulating the original allocated amount of \$2,700,000. Once the additional RTR funding request has been approved by the RTC, TxDOT will send us an amended agreement for the court's approval.

\*\*\*Please note that these additional funds will not come from an already approved RTR project but will come from savings from completed projects and earned interest.

There is no fiscal impact to Collin County.

We request Commissioners' Court consider approval of Advanced Funding Agreement (AFA) with The Texas Department of Transportation (TxDOT) for the use of the SH 121 Regional Toll Revenue (RTR) Funds for Right of Way (ROW) Acquisition for the US 75 from Telephone Rd. (CR 275) to North of Melissa Road and authorize Judge Keith Self to sign the agreement.

xc: Bill Bilyeu  
Monika Arris  
Matt Dobecka